Enforcement Notice – No.1
Material Change of Use

Important - This communication affects your property

Town and Country Planning Act 1990 (as amended by the Planning and Compensation Act 1991)

Enforcement notice

Issued by: Taunton Deane Borough Council

1. **This is a formal notice** which is issued by the Council because it appears to them that there has been a breach of planning control, under Section 171A(1)(a) of the above Act, at the land described below. They consider that it is expedient to issue this notice, having regard to the provisions of the development plan and to other material planning considerations.

2. **The land affected**

The land at Four Acres, Harpford Farm, Langford Budville shown edged red on the attached plan.

3. **The breach of planning control alleged**

Without planning permission, the change of use of the land at Four Acres, Harpford Farm, Langford Budville for the stationing of a motor home used for residential purposes.

4. **Reasons for issuing this notice**

It appears to the Council that the above breach of planning control has occurred within the last ten years.

The site is in open countryside where it is the policy of the Local Planning Authority to resist new housing development unless it is demonstrated that the proposal serves a genuine agricultural or other appropriate need. In the opinion of the Local Planning Authority, the change of use of the land to station the motor home does not constitute a genuine agricultural or other appropriate need and is therefore contrary to Somerset and Exmoor National Park Joint Structure Plan Review Policy STR6 and Taunton Deane Local Plan Policy S7.

The development constitutes an undesirable intrusion into an attractive area of open countryside to the detriment of visual amenity. Accordingly, the the change of use of the land to station the motor home is contrary to Taunton Deane Local Plan Policies S1 and S2.

The Local Planning Authority is of the opinion that development other than that required to serve a genuine agricultural or other appropriate need should be located within an established community where adequate services exist or are proposed in accordance with Somerset and Exmoor National Park Joint Structure Plan Review Policy STR6.

The development, if permitted, is likely to encourage similar proposals in respect of other land in the vicinity which might then be difficult to resist, the cumulative effect of which, if permitted, would further detract from the character and amenities of the area. Accordingly, this would be contrary to Taunton Deane Local Plan Policies S1 and S2.

The Council does not consider that planning permission should be given because planning conditions could not overcome these problems.

5. **What you are required to do**

(i) Stop using the land at Four Acres, Harpford Farm, Langford Budville for the purposes of stationing a motor home used for residential purposes.

Time for compliance: One week after this notice takes effect.

(ii) Return the land to the condition and use it was in immediately prior to the breach of planning control commencing.

Time for compliance: One week after this notice takes effect.

6. **When this notice takes effect**

This notice takes effect on 7 April 2008 unless an appeal is made against it beforehand.

Dated: 4 March 2008

Signed: 

On behalf of: Taunton Deane Borough Council

The Deane House,
Belvedere Road,
TAUNTON

Your right of appeal

You can appeal against this notice, but any appeal must be received, or posted in time to be received, by The Planning Inspectorate before 7 April 2008. The enclosed booklet "Making your enforcement appeal" sets out your rights. Read it carefully. You may use the enclosed appeal forms. One is for you to send to The Planning Inspectorate if you decide to appeal. The other should be sent to the Head of Legal and Democratic Services at Taunton Deane Borough Council. You should also send The Planning Inspectorate the spare copy of this enforcement notice which is enclosed.

What happens if you do not appeal

If you do not appeal against this enforcement notice, it will take effect on 7 April 2008 and you must then ensure that the required steps for complying with it for which you may be held responsible, are taken within the period[s] specified in the notice. Failure to comply with an enforcement notice which has taken effect can result in prosecution and/or remedial action by the Council.



ENFORCEMENT NOTICE

Reference No. E264/21/2007 &
21/2007/029

Scale NTS.

Title:

Date: 30/11/2004

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Taunton Deane Borough Council

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